

PAC EFW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : COSGROVE, Daniel, et al.
SERIAL NO : 10/670,009
FILED : September 24, 2003
TITLE : PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING
SAME

Grp./A.U. : 1645
Examiner :
Conf. No. : 4403
Docket No. : P04666US08

RENEWED PETITION UNDER 37 CFR § 1.47(a)

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Decision from the Office of Petitions dated May 16, 2005, Applicants hereby resubmits Petition originally filed September 16, 2004 to accept the following documents in response to the Notice to File Missing Parts of Nonprovisional Application with Filing Date Granted:

=====

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

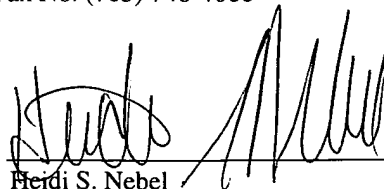
MAILING

☒ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Mail Stop Petition Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 6/1/05

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office, Art Unit 1645 at Fax No. (703) 746-4060


Heidi S. Nebel

- (1) Copy of Notice to File Missing Parts of Nonprovisional Application;
- (2) Declaration for Signature by Joint Inventors on Behalf of Nonsigning Inventor Who Cannot be Reached (37 CFR 1.47(a)), executed by inventors Daniel Cosgrove, Simon McQueen-Mason, Mark J. Guiltinan, Tatyana Shcherban.
- (3) Statement of facts in support of filing on behalf of non-signing inventor, Jun Shi;
- (4) Supplemental Application Data Sheet listing the most recent known address for Jun Shi;
- (5) The surcharge fee to petition was submitted with the previously filed petition.

The Decision requested that Applicants provide a Data Sheet listing the most recent address for Jun Shi and such is being presented herewith, along with the earlier filed Petition papers.

Respectfully submitted,



HEIDI S. NEBEL, Reg. No. 37,719
McKEE, VOORHEES & SEASE, P.L.C.
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309-2721
Phone No: (515) 288-3667
Fax No: (515) 288-1338
CUSTOMER NO: 27407

Attorneys of Record

- pw/bja -

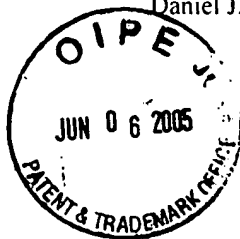


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/670,009	09/24/2003	Daniel J. Cosgrove	P04666US08

27407
 MCKEE, VOORHEES & SEASE, P.L.C.
 ATTN: PENNSYLVANIA STATE UNIVERSITY
 801 GRAND AVENUE, SUITE 3200
 DES MOINES, IA 50309-2721



CONFIRMATION NO. 4403

FORMALITIES LETTER



OC000000012373431

Date Mailed: 04/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - More than one figure is present and each figure is not labeled "Fig." with a consecutive Arabic numeral (1, 2, etc.) or an Arabic numeral and capital letter in the English alphabet (A, B, etc.)(see 37 CFR 1.84(u)(1)). See Figure(s) 20.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

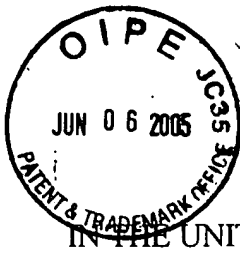


*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Cosgrove et al.
SERIAL NO : 10/670,009
FILED : September 24, 2003
TITLE : PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING
SAME

Grp./A.U. : 1645
Conf. No. : 4403
Docket No. : P04666US08

**PETITION UNDER 37 C.F.R. § 1.47(a) TO ACCEPT
FILING ON BEHALF OF NONSIGNING INVENTOR**

Commissioner for Patents
P.O. Box 1450
Mail Stop Missing Parts
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby petitions under 37 CFR § 1.47(a) to accept filing on behalf of
nonsigning inventor, JUN SHI. Dr. Shi cannot be found or reached after diligent effort.

Attached to this Petition is a Statement of Facts, made by persons having first-hand
knowledge of the facts, with Exhibits 1-7. The last known home address of the inventor is:

=====

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

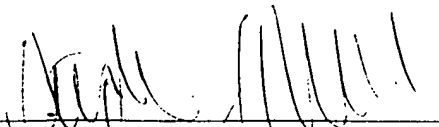
MAILING

☒ deposited with the United States Postal
Service with sufficient postage as First Class
mail in an envelope addressed to the
Mail Stop Missing Parts,
Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.

Date: 9/16/03

FACSIMILE

☐ transmitted by facsimile to the Patent
and Trademark Office, Art Unit 1645
at Fax No. (703) 872-9306.

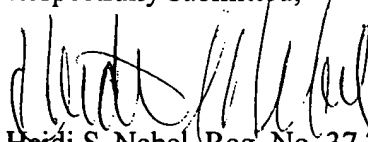

HEIDI S. NEBEL,

Dr. Jun Shi
236 E. Court
Wilmington, DE 19810

Also attached is the \$130.00 petition fee, pursuant to 37 CFR § 1.17(i).

If any additional fees are needed, please charge Deposit Account No. 26-0084.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Heidi S. Nebel".

Heidi S. Nebel, Reg. No. 37,719
McKEE, VOORHEES & SEASE, P.L.C.
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309-2721
Phone No. (515) 288-3667
Fax No. (515) 288-1338
CUSTOMER NO: 27142

Attorneys of Record

- pw -



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : COSGROVE, Daniel, et al.
SERIAL NO : 10/670,009
FILED : September 24, 2003
TITLE : PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING
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Grp./A.U. : 1645
Examiner :
Conf. No. : 4403
Docket No. : P04666US08

**DECLARATION FOR SIGNATURE BY JOINT INVENTORS ON BEHALF OF
NONSIGNING INVENTOR WHO CANNOT BE REACHED (37 CFR 1.47(a))**

Commissioner for Patents
P.O. Box 1450
Mail Stop Missing Parts
Alexandria, VA 22313-1450

Dear Sir:

I am an above named joint inventor and have signed this declaration on my own behalf and also sign this declaration under 37 CFR 1.47(a) on behalf of the nonsigning joint inventor, particulars for whom are:

Full name of nonsigning inventor who cannot be found or reached: JUN SHI

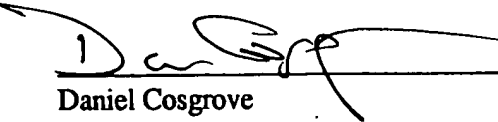
Last known address of nonsigning inventor: 236 E. Court, Wilmington, DE 19810

Accompanying this Declaration is:

- 1) Petition to Accept Declaration for Signature by Joint Inventors on Behalf of Nonsigning Inventor Who Cannot Be Reached (37 CFR 1.47(a);

- 2) A statement of facts in support of filing on behalf of non-signing inventor;
- 3) Petition fee of \$65.00.

Date: 11 June '04



Daniel Cosgrove

Date: _____

Simon McQueen-Mason

Date: _____

Mark J. Gultinan

Date: _____


Tatyana Shcherban

- 2) A statement of facts in support of filing on behalf of non-signing inventor;
- 3) Petition fee of \$65.00.

Date: _____

Daniel Cosgrove

Date: 06/04/2004



Simon McQueen-Mason

Date: _____

Mark J. Guiltinan

Date: _____

Tatyana Shcherban



- 2) A statement of facts in support of filing on behalf of non-signing inventor;
- 3) Petition fee of \$65.00.

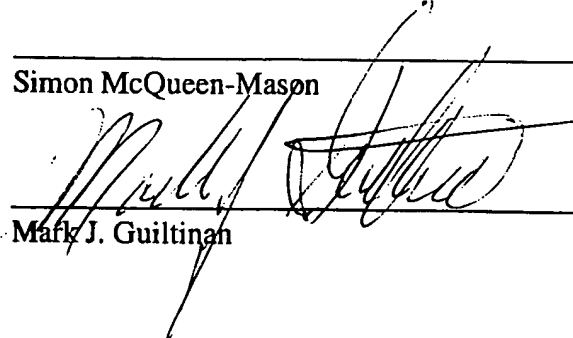
Date: _____

Daniel Cosgrove

Date: _____

Simon McQueen-Mason

Date: 6-4-04



Mark J. Guiltinan

Date: _____

Tatyana Shcherban



- 2) A statement of facts in support of filing on behalf of non-signing inventor,
- 3) Petition fee of \$65.00.

Date: _____

Daniel Cosgrove

Date: _____

Simon McQueen-Mason

Date: _____

Mark J. Guiltinan

Date: 8.19.04

Tatyana Shcherban
Tatyana Shcherban



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Cosgrove et al.
SERIAL NO : 10/670,009
FILED : September 24, 2003
TITLE : PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING
SAME

Grp./A.U. : 1645
Conf. No. : 4403
Docket No. : P04666US08

STATEMENT OF FACTS IN SUPPORT OF FILING
ON BEHALF OF NONSIGNING INVENTOR (37 CFR § 1.47)

Commissioner for Patents
P.O. Box 1450
Mail Stop Missing Parts
Alexandria, VA 22313-1450

Dear Sir,

This statement is made as to the exact facts that are relied upon to establish the diligent effort made to secure the execution of the declaration by the nonsigning inventor (Jun Shi) for the above-identified patent application before deposit thereof in the Patent and Trademark

=====

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

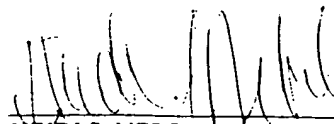
MAILING

☒ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 9/16/03

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office, Art Unit 1645 at Fax No. (703) 872-9306.


HEIDI S. NEBEL

Office. This statement is being made by the available person having first-hand knowledge of the facts recited therein.

I, Carole S. Rasmussen, hereby declare the following:


1. I, Carole S. Rasmussen, am employed by McKee Voorhees & Sease, P.L.C. as a legal secretary for Heidi S. Nebel.
2. In preparation of the response to the Notice to File Missing Parts of Nonprovisional Application dated April 16, 2004, requesting us to furnish a properly signed oath or declaration in compliance with 37 CFR 1.136(a). I personally completed the following:
 - a) On October 9, 2003 I mailed the declaration, assignment and power of attorney documents to Ruth A. Harpster, Intellectual Property Assistant, at The Pennsylvania State University, to forward on to the inventors on the above-identified patent application, as is the usual practice. (Exhibit 1)
 - b) Letter from Ruth Harpster dated February 16, 2004, that included the executed documents from all of the inventors except for Jun Shi who has left the University and are trying to locate a current address. February 16, 2004 email from Ruth Harpster informing us that to date have been unsuccessful in obtaining Jun Shi's documents. (Exhibit 2)
 - c) February 24, 2004 email from inventor Mark Guiltinan that he cannot locate Jun Shi. February 26, 2004 e-mail from inventor Daniel Cosgrove that the last he had heard she was employed by DuPont as a lab technician. (Exhibit 3)
 - d) March 2, 2004 email from Ruth Harpster that her attempts to locate Jun Shi at DuPont has been unsuccessful and that no one has been able to locate this person. (Exhibit 4)
 - e) May 24, 2004 email from Ruth Harpster verifying Jun Shi's most current address. (Exhibit 5)
3. May 21, 2004 and May 25, 2004, I mailed a copy of the application and declaration to Jun Shi, via Certified Mail, at the last known addresses of Jun Shi by myself, and

the parcels were returned marked "Return to Sender, Unclaimed and not know at this address".
(Exhibit 6)

4. September 15, 2004 internet search for Jun Shi on web sites, Yahoo! and Google. Yahoo! had 695 search results and Google had 979 search results and none after extensive searching yielded information on the aforementioned Jun Shi. Email inquiry regarding Jun Shi, on September 15, 2004, on the DuPont web site did not elicit a response. (Exhibit 7)

5. All exhibits attached herewith are true and accurate copies of documents authored or received by me.

The undersigned further declares that all statements made herein of her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statement may jeopardize the validity of the application of any patent issuing thereon.


Carole S. Rasmussen
McKee, Voorhees & Sease, P.L.C.
801 Grand Avenue - Suite 3200
Des Moines, IA 50309-2721

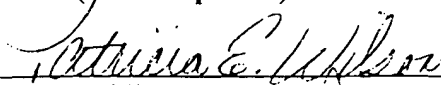
Date 9-16-2004

STATE OF IOWA
COUNTY OF POLK

This instrument was acknowledged before me

On September 16, 2004
(date)

By Carole S. Rasmussen
(name of person)


Notary Public
My commission expires December 16, 2004



Email: nebel@ipmvs.com
October 9, 2003

BRUCE W. MCKEE*
MICHAEL G. VOORHEES*
EDMUND J. SEASE*
MARK D. HANSING*
KIRK M. HARTUNG*
HEIDI S. NEBEL*
WENDY K. MARSH*
JEFFREY D. HARTY*
CHRISTINE LEBRÓN-DYKEMAN*
R. SCOTT JOHNSON*
JOHN D. GOODHUE*
STEVEN P. SMITH*
ANDREW L. TIPTON*
VINCENT S. EGOLF*
TONYA Y. BRADY*
LILA A.T. AKRAD*

CONFIDENTIAL
ATTORNEY/CLIENT PRIVILEGE

Ruth Harpster
The Pennsylvania State University
Intellectual Property Office
113 Technology Center
200 Innovation Blvd.
University Park, PA 16802-7000

*PATENT LAWYER

*ADMITTED IN
CALIFORNIA ONLY

Re: Your Ref. 1390-CIP
Our Ref. P04666US08
Cosgrove et al.
PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME

Dear Ruth:

Enclosed please find the Declaration, Assignment and Power of Attorney documents for the above-identified application, prepared for the inventors' signatures. Please have the inventors sign and date the documents and return to us at your earliest convenience. Please do not hesitate to contact my office with any questions or concerns.

Very truly yours,



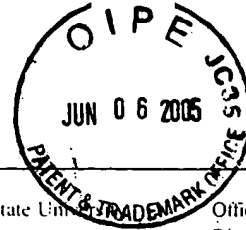
HEIDI S. NEBEL

HSN/cr
Enclosure



Ruth A. Harpster
Intellectual Property Assistant
Intellectual Property Office

The Pennsylvania State University
113 Technology Center
200 Innovation Blvd.
University Park, PA 16802-7000



Office: (814) 865-6277
Direct: (814) 863-7385
Fax: (814) 865-3591
E-mail: rah18@psu.edu
Website: www.ipso.psu.edu

February 16, 2004

Heidi S. Nebel, Esquire
McKee Voorhees & Sease, PLC
801 Grand Avenue, Suite 3200
Des Moines, IA 50309-2721

In Re: U.S. Patent Application Serial No. 10/670,009
Title: Purified Plant Expansin Proteins And DNA Encoding Same
Inventor: Cosgrove, et al.
Your Reference No. P763-00140
PSU Disclosure No. 94-1390/CIP

Dear Heidi:

Enclosed for your further handling please find the following:

1. Declaration for Utility Patent Application executed by Mark Gultinan, Daniel Cosgrove, and Tatyana Shcherban;
2. Power of Attorney executed by Mark Gultinan, Daniel Cosgrove, and Tatyana Shcherban; and
3. Assignments executed by Mark Gultinan, Daniel Cosgrove, and Tatyana Shcherban.

Simon McQueen-Mason's documents were sent to you under separate cover on November 24, 2003. We are trying to locate a current address for Jun Shi who has left the University.

Please provide this office with copies of all communications to and from the Patent Office so our records are accurate at all times.

Thank you for your assistance with this matter.

Sincerely,

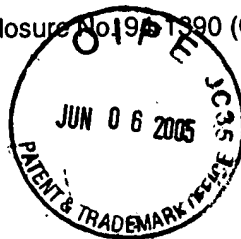
Ruth A. Harpster

Enclosures

Carole Rasmussen

From: Harpster, Ruth [rah18@psu.edu]
Sent: Monday, February 16, 2004 12:35 PM
To: Carole Rasmussen
Subject: U.S. Patent Appl. 10/670,009; PSU Disclosure No. 96-1390 (Cosgrove, et al.); Your Ref. P763-00140

Follow Up Flag: Follow up
Flag Status: Flagged



Dear Carole:

I am forwarding to you via regular mail the Declaration, Assignment and Power of attorney for Dr. Cosgrove, Dr. Guiltinan and Tatyana Shcherban with regard to the above-referenced Patent Application. I forwarded Simon McQueen-Mason's documents to you on November 24, 2003. To date, we have been unsuccessful in obtaining Jun Shi's documents. We will continue our search for Jun Shi, but I was wondering if you would help by asking Dr. Cosgrove directly. Once we have located Jun Shi, I will be able to forward the documents. They have been returned, so I know the address we have in our system is incorrect.

Thank you.

Ruth

Ruth A. Harpster
Intellectual Property Assistant
The Pennsylvania State University
113 Technology Center
University Park, PA 16802-7000
General: (814) 865-6277
Direct: (814) 863-7385
Facsimile: (814) 865-3591
E-mail: rah18@psu.edu

*****The information contained in this E-mail message and any attachments thereto is intended only for the confidential use of the recipient(s) named above and are privileged and confidential. If the reader of this message is not the intended recipient, or an agent responsible for delivering it to the intended recipient, you are hereby notified that you have received this document in error and that any review, dissemination, distribution, or copying of this message and any attachments thereto is strictly prohibited.

If you have received this communication in error, please notify us immediately by E-mail and delete the original message.*****

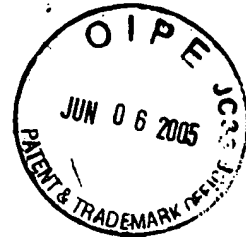
Carole Rasmussen

From: Daniel Cosgrove [dcosgrove@psu.edu]
Sent: Thursday, February 26, 2004 11:07 AM
To: Carole Rasmussen
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Hi Carole,

I've lost track of Jun Shi. Last I heard, she was at DuPont as a lab technician. That's the best I can do. dc

Daniel Cosgrove
Department of Biology
Penn State University
208 Mueller Lab
University Park, PA 16802
Tel (814) 863-3892
Fax (814) 865-9131
Email dCosgrove@PSU.EDU <mailto:dCosgrove@PSU.EDU>
<http://www.bio.psu.edu/Faculty/Cosgrove/>
<http://www.bio.psu.edu/expansins/>



-----Original Message-----

From: Carole Rasmussen [mailto:rasmussen@ipmvs.com]
Sent: Thursday, February 26, 2004 11:33 AM
To: 'Daniel J. Cosgrove'
Subject: FW: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Dr. Cosgrove,

I've been told you are our best bet to get the address of Jun Shi. If you can give me any information to whereabouts I'd be very appreciate. If you don't know I'd also appreciate a response.

Thank you,
Carole

Carole Rasmussen assistant to Heidi S. Nebel
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Carole Rasmussen
Sent: Friday, February 20, 2004 9:24 AM
To: 'Daniel J. Cosgrove'
Cc: Heidi S Nebel
Subject: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Dr. Cosgrove,

Ruth Harpster has been acquiring all of the inventor's signatures for the assignment.

declaration and power of attorney documents for the above-identified application. She has been able to contact everyone except Jun Shi. Can you please give me an address or any information you might have to help locate Jun Shi? Thank you for your help.

Carole

Carole Rasmussen
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com
url: www.ipmvs.com

The e-mail and any attached documents contain information from the law firm of McKee, Voorhees and Sease which may be confidential and/or legally privileged. These materials are intended only for the personal and confidential use of the addressee identified above. If you are not the intended recipient, you are hereby notified that any review, disclosure, copying, distribution or the taking of any action in reliance on the contents of this transmitted information is strictly prohibited. If you have received e-mail in error, please notify this firm. Thank you.

Carole Rasmussen

From: Harpster, Ruth [rah18@psu.edu]
Sent: Tuesday, March 02, 2004 12:45 PM
To: Carole Rasmussen
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Follow Up Flag: Follow up
Flag Status: Flagged

I sent a general e-mail to DuPont. No one has been able to locate this person. What happens if we cannot location him/her? Thanks!

-----Original Message-----

From: Carole Rasmussen [mailto:rasmussen@ipmvs.com]
Sent: Thursday, February 26, 2004 12:07 PM
To: Harpster, Ruth
Subject: FW: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Ruth,

Please see the emails below re: Jun Shi. I can follow-up with DuPont if you would like. Do you know which DuPont location?

Carole

Carole Rasmussen
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Daniel Cosgrove [mailto:dcosgrove@psu.edu]
Sent: Thursday, February 26, 2004 11:07 AM
To: Carole Rasmussen
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Hi Carole,

I've lost track of Jun Shi. Last I heard, she was at DuPont as a lab technician. That's the best I can do. dc

Daniel Cosgrove
Department of Biology
Penn State University
208 Mueller Lab
University Park, PA 16802
Tel (814) 863-3892
Fax (814) 865-9131
Email dCosgrove@PSU.EDU <mailto:dCosgrove@PSU.EDU>
<http://www.bio.psu.edu/Faculty/Cosgrove/>
<http://www.bio.psu.edu/expansins/>

-----Original Message-----

From: Carole Rasmussen [mailto:rasmussen@ipmvs.com]
Sent: Thursday, February 26, 2004 11:33 AM
To: 'Daniel J. Cosgrove'
Subject: FW: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Dr. Cosgrove,

I've been told you are our best bet to get the address of Jun Shi. If you can give me any information to whereabouts I'd be very appreciate.. If you don't know I'd also appreciate a response.

Thank you,
Carole

Carole Rasmussen assistant to Heidi S. Nebel
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Carole Rasmussen
Sent: Friday, February 20, 2004 9:24 AM
To: 'Daniel J. Cosgrove'
Cc: Heidi S Nebel
Subject: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT
EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Dr. Cosgrove,

Ruth Harpster has been acquiring all of the inventor's signatures for the assignment, declaration and power of attorney documents for the above-identified application. She has been able to contact everyone except Jun Shi. Can you please give me an address or any information you might have to help locate Jun Shi? Thank you for your help.

Carole

Carole Rasmussen
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com
url: www.ipmvs.com

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Carole Rasmussen

From: Harpster, Ruth [rah18@psu.edu]
Sent: Monday, May 24, 2004 7:54 AM
To: Carole Rasmussen
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Follow Up Flag: Follow up
Flag Status: Flagged

This is the address we were given after he left Penn State, so yes, it would be the most current one we have. Thanks!

-----Original Message-----

From: Carole Rasmussen [mailto:rasmussen@ipmvs.com]
Sent: Monday, May 24, 2004 8:50 AM
To: Harpster, Ruth
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Hi Ruth,

Do you know if your address is more current? The address I have is the address used in this application and the previous one.

Thanks,
Carole

Carole Rasmussen
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Harpster, Ruth [mailto:rah18@psu.edu]
Sent: Monday, May 24, 2004 6:28 AM
To: Carole Rasmussen
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Hi Carole.

The last address we have is:

236 E. Court
Wilmington, DE 19810

We have no telephone number or e-mail address.

Thanks.

Ruth

-----Original Message-----

From: Carole Rasmussen [mailto:rasmussen@ipmvs.com]
Sent: Friday, May 21, 2004 9:59 AM
To: Harpster, Ruth

Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Ruth,

I want to verify inventor Jun Shi's last known address. Is the below address the same as what you have?

Jun Shi
1366 North Atherton Street
State College, Pennsylvania 16803

Thank you,
Carole

Carole Rasmussen
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Harpster, Ruth [mailto:rah18@psu.edu]
Sent: Tuesday, May 18, 2004 6:57 AM
To: Carole Rasmussen
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Hi Carole.

We will look through our files to see if we saved the envelopes (I think we did). For some reason, when I sent the general e-mail via the DuPont website, a copy was not delivered to my inbox, so I have no proof that it was sent even though I know I sent it.

Thanks.

Ruth

-----Original Message-----

From: Carole Rasmussen [mailto:rasmussen@ipmvs.com]
Sent: Monday, May 17, 2004 4:33 PM
To: Harpster, Ruth
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Ruth,

We are preparing a response to the Patent Office concerning the "nonsigning inventor", Jun Shi for this above-identified application. It looks like we have to present our efforts in locating this inventor to the PTO. We need to have any information or documentation regarding any inquiries to her whereabouts that you have made. For example, can you let us know when you contacted DuPont, the phone number and the results of your inquiry, etc...

Also, can you please let me have Jun Shi's last known address. We will be mailing via certified mail a declaration to this address and when it is returned to us as undeliverable that will also be sent to the PTO.

Thank you,
Carole

Carole Rasmussen
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Carole Rasmussen
Sent: Tuesday, March 16, 2004 9:53 AM
To: 'Harpster, Ruth'
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Ruth,

Heidi said there is a rather involved procedure if we can't get the signatures from an inventor. I will research this more and get back in touch with you on what our next step will need to be.

Carole

Carole Rasmussen
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Harpster, Ruth [mailto:rah18@psu.edu]
Sent: Tuesday, March 02, 2004 12:45 PM
To: Carole Rasmussen
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

I sent a general e-mail to DuPont. No one has been able to locate this person. What happens if we cannot location him/her? Thanks!

-----Original Message-----

From: Carole Rasmussen [mailto:rasmussen@ipmvs.com]
Sent: Thursday, February 26, 2004 12:07 PM
To: Harpster, Ruth
Subject: FW: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Ruth,

Please see the emails below re: Jun Shi. I can follow-up with DuPont if you would like. Do you know which DuPont location?

Carole

Carole Rasmussen
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Daniel Cosgrove [mailto:dcosgrove@psu.edu]
Sent: Thursday, February 26, 2004 11:07 AM
To: Carole Rasmussen
Subject: RE: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Hi Carole,

I've lost track of Jun Shi. Last I heard, she was at DuPont as a lab technician. That's the best I can do. dc

Daniel Cosgrove
Department of Biology
Penn State University
208 Mueller Lab
University Park, PA 16802
Tel (814) 863-3892
Fax (814) 865-9131
Email dCosgrove@PSU.EDU <mailto:dCosgrove@PSU.EDU>
<http://www.bio.psu.edu/Faculty/Cosgrove/>
<http://www.bio.psu.edu/expansins/>

-----Original Message-----

From: Carole Rasmussen [mailto:rasmussen@ipmvs.com]
Sent: Thursday, February 26, 2004 11:33 AM
To: 'Daniel J. Cosgrove'
Subject: FW: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove
- PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Dr. Cosgrove,

I've been told you are our best bet to get the address of Jun Shi. If you can give me any information to whereabouts I'd be very appreciate. If you don't know I'd also appreciate a response.

Thank you,
Carole

Carole Rasmussen assistant to Heidi S. Nebel
McKee, Voorhees & Sease
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309
phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com

-----Original Message-----

From: Carole Rasmussen
Sent: Friday, February 20, 2004 9:24 AM
To: 'Daniel J. Cosgrove'
Cc: Heidi S Nebel
Subject: U.S. Serial No. 10/670,009 - Your Ref. 94 - 1390 CIP - Cosgrove - PURIFIED PLANT EXPANSIN PROTEINS AND DNA ENCODING SAME - P046666US08

Dr. Cosgrove,

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been able to contact everyo. except Jun Shi. Can you please give me an address or any information you might have to help locate Jun Shi? Thank you for your help.

Carole

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phone: 515-288-3667
fax: 515-288-1338
e-mail: rasmussen@ipmvs.com
url: www.ipmvs.com

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MCKEE, VOORHEES & SEAST PLC

Email:nebel@ipmvs.com
May 21, 2004

VIA CERTIFIED MAIL

CONFIDENTIAL
ATTORNEY/CLIENT PRIVILEGE


Jun Shi
1366 Atherton Street
State College, Pennsylvania 16803

Re: Patent Application
U.S. Serial No. 10/670,009
Inventor: Cosgrove et al.
Title: PURIFIED PLANT EXPANSIN PROTEINS AND DNA
ENCODING SAME
Penn State Ref. 1390-CIP
Our Ref. P04666US08

Dear Dr. Shi:

Enclosed please find a copy of the above-identified patent application mailed to the United States Patent and Trademark Office September 24, 2003. We filed the application without executed Declarations of the inventors. The Patent Office is now requesting us to furnish signed Declarations. Enclosed please find a Declaration prepared for your signature and date of execution. Please sign, date and fax to me at 515-288-1338 and mail the original to the address above. Please do not hesitate to contact my office with any questions or concerns regarding this matter.

Very truly yours,



HEIDI S. NEBEL

HSN/cr
Enclosure

cc: Ruth Harpster

BRUCE W. MCKEE
MICHAEL G. VOORHEES
EDMUND J. SEASE
MARK D. HANSING
KIRK M. HARTUNG
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PATENT LAWYER

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801 GRAND AVENUE • SUITE 3200 • DES MOINES, IOWA 50309-2721

MVS Jun Shi

1366 Atherton Street
State College, Pennsylvania 16803



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Jun Shi
1366 Atherton Street
State College, Pennsylvania
16803

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

☐ Agent
☐ Addressee

B. Received by (Printed Name)

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Jun Shi
MVS
1366 Atherton Street
State College, Pennsylvania 16803



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1. Article Addressed to:

Jun Shi
1366 Atherton Street
State College, Pennsylvania
16803

COMPLETE THIS SECTION ON DELIVERY

A. Signature ☒ Agent ☐ Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

3. Service Type

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- ☐ Insured Mail ☐ C.O.D.

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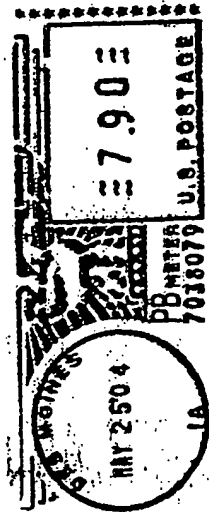
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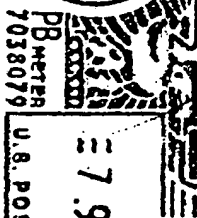
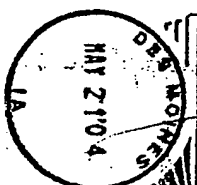
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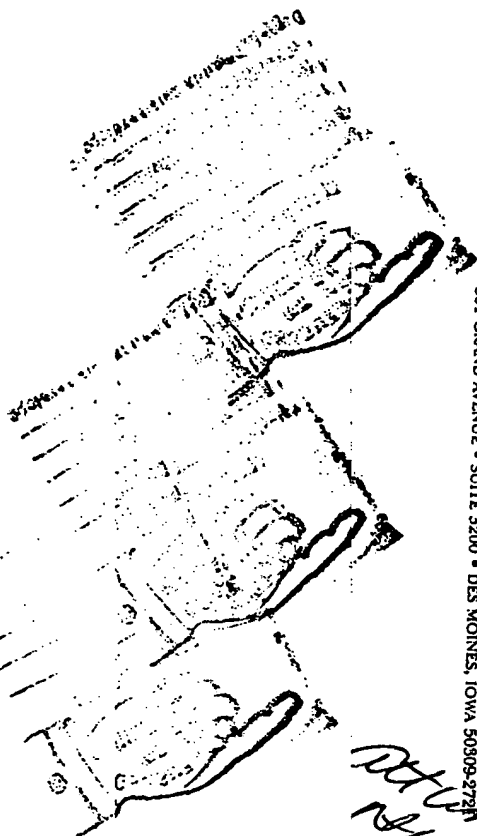


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


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4. **[Contact of Jun Shi](#)** 
junshi@ee.ucla.edu. 310-206-0956. Eng IV 66-124 #19. Electrical Engineering Department.
 University of California, Los Angeles. Los Angeles, CA 90095
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Personal site

... **Jun Shi**. M.Sc. Student. Tel: 519-824-4120 x58342. Fax: 519-836-9967.
 Email: jun@physics.uoguelph.ca. Office: MacN 023. ...
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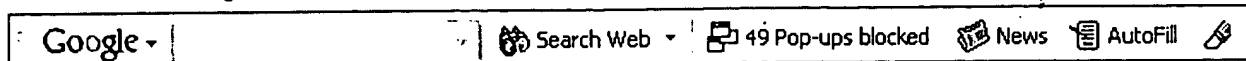
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Subject:

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I am trying to locate an employee of DuPont, Jun Shi. Jun Shi is an inventor and we are trying to locate so we can file documents with the US

*Your Email

Address:

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Your Name:

Carole Rasmussen

Company Name:

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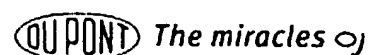
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Carole Rasmussen

From: info@dupont.com
Sent: Wednesday, September 15, 2004 9:53 AM
To: Carole Rasmussen
Subject: Inquiry at DuPont.com about Employee Information

Dear Sir/Madam:

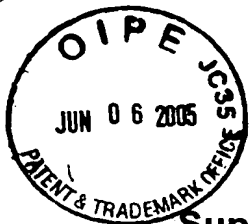
We have received your Sep 15 message. DuPont responds to most requests within 24-48 hours; queries calling for extensive research may require more time. We appreciate your interest in our company and will get back to you as soon as possible.

Regards,
DuPont Corporate Information Center

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Supplemental Application Data Sheet

Application Information

Application number:: 10/670,009
Filing Date:: September 24, 2003
Application Type:: Regular
Subject Matter:: Utility
Suggested Group Art Unit:: 1645
Sequence submission?:: Yes
Computer Readable Form (CRF)?:: Yes
Number of copies of CRF:: 1
Title: PURIFIED PLANT EXPANSIN PROTEINS
AND DNA ENCODING SAME
Attorney Docket Number:: P04666US08
Request for Early Publication?:: No
Request for Non-Publication?:: No
Suggested Drawing Figure:: 1A
Total Drawing Sheets:: 24
Small Entity?:: Yes

Applicant Information

Applicant Authority Type:: Inventor
Primary Citizenship Country:: USA
Status:: Full Capacity
Given Name:: Daniel
Middle Name:: J.
Family Name:: Cosgrove
City of Residence:: Pennsylvania Furnace
State or Province of Residence:: PA
Country of Residence:: US

1

Street of mailing address:: 602 Wyandotte Lane
City of mailing address:: Pennsylvania Furnace
State of mailing address:: PA
Country of mailing address:: US
Zip Code of mailing address:: 16865

Applicant Authority Type:: Inventor
Primary Citizenship Country:: UK
Status:: Full Capacity
Given Name:: Simon
Family Name:: McQueen-Mason
City of Residence:: Fulford
State or Province of Residence:: York
Country of Residence:: UK
Street of mailing address:: 26 Anson Drive
City of mailing address:: Fulford
State or Province of mailing address:: York
Country of mailing address:: UK
Postal or Zip Code of mailing address:: Y01 4JH

Applicant Authority Type:: Inventor
Primary Citizenship Country:: US
Status:: Full Capacity
Given Name:: Mark
Middle Name:: J.
Family Name:: Guiltinan
City of Residence:: State College
State or Province of Residence:: PA
Country of Residence:: US
Street of mailing address:: 201 East Doris Avenue

City of mailing address:: State College
State of mailing address:: PA
Country of mailing address:: US
Zip Code of mailing address:: 16801

Applicant Authority Type:: Inventor
Primary Citizenship Country:: Russia
Status:: Full Capacity
Given Name:: Tatyana
Family Name:: Shcherban
City of Residence:: State College
State or Province of Residence:: PA
Country of Residence:: US
Street of mailing address:: 12-S Graduate Circle
City of mailing address:: State College
State of mailing address:: PA
Country of mailing address:: US
Zip Code of mailing address:: 16801

Applicant Authority Type:: Inventor
Primary Citizenship Country:: P.R. China
Status:: Full Capacity
Given Name:: Jun
Family Name:: Shi
City of Residence:: Wilmington
State or Province of Residence:: DE
Country of Residence:: US
Street of mailing address:: 236 E. Court
City of mailing address:: Wilmington
State of mailing address:: DE

Country of mailing address:: US
Zip Code of mailing address:: 19810

Correspondence Information

Correspondence Customer Number:: 27407
Name:: McKee, Voorhees & Sease, P.L.C.
Street of mailing address:: 801 Grand Avenue, Suite 3200
City of mailing address: Des Moines
State of mailing address: IA
Country of mailing address:: US
Zip Code of mailing address:: 50309-2721
Phone number:: 515-288-3667
Fax number:: 515-288-1338
E-Mail Address:: patatty@ipmvs.com

Representative Information

Representative Customer Number::	27407	
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Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::
This application is a	Continuation-in-Part of	09/896,301	June 29, 2001
09/896,301 is a	Continuation of	09/092,160	June 5, 1998
09/092,160 is a	Divisional of	09/429,675	October 28, 1999
09/429,675 is a	Continuation-in-part of	08/834,327	April 15, 1997
08/834,327 is a	Continuation-in-part of	08/444,515	May 12, 1995
08/444,515 is a	Continuation-in-Part of	08/242,090	May 12, 1994
08/242,090 is a	Continuation-in-Part of	08/060,944	May 12, 1993

Assignment Information

Assignee name::	The Pennsylvania State University Research Foundation, Inc.
Street of mailing address::	113 Technology Center 200 Innovation Blvd.
City of mailing address::	University Park
State of mailing address::	PA
Country of mailing address::	US
Zip Code of mailing address::	16802-7000